

RECEIVED

FEB 24 2000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TECHNOLOGY CENTER 2800

In re Application

Inventor(s): DAVID CHAO et al.

SC/Serial No.: 09/369,026

Filed: August 4, 1999

Title: EYE-WEAR WITH MAGNETS

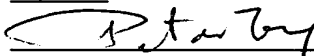
PATENT APPLICATION

Art Unit: 2873

Examiner: H. Dang

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited in the United States Postal Service with sufficient postage as first class mail in an envelope addressed to **Assistant Commissioner for Patents, Washington, D.C. 20231**, on February 16, 2000.

 (Attorney Signature)
Peter P. Tong, Reg. No. 35,757
Signature Date: February 16, 2000

TERMINAL DISCLAIMER TRANSMITTAL LETTER

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Transmitted with this communication in connection with the above-identified application are the following:

- ☒ **TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION OVER A PRIOR PATENT**
- ☐ **TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING REJECTION OVER A PENDING SECOND APPLICATION**
- ☐ **CERTIFICATE OF OWNERSHIP UNDER 37 C.F.R. § 3.73(b)**
- ☒ **A PETITION FOR AN EXTENSION OF TIME UNDER 37 C.F.R. § 1.136.**

The fee associated with this communication pursuant to 37 C.F.R. § 1.20(d) has been calculated as shown below:

☒ A fee of \$110.00 (large entity) ☒ \$55.00 (small entity) is due.

☒ A fee for extension of time for response under 37 C.F.R. §1.136 filed within one month after the original time for response of \$ 55.00 is due.

☒ Small entity status of this application under 37 C.F.R. §1.9 and §1.27 has been established.

The total fee required with this communication is \$ 110.00 and is to be paid as follows:

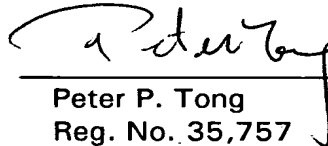
☐ Please charge Deposit Account No. 06-1325 in the amount of \$ _____. A duplicate copy of this authorization is enclosed.

☒ A check in the amount of \$ 110.00 is enclosed.

☒ The Commissioner is hereby authorized to charge underpayment of any other fees associated with this communication or credit any overpayment to Deposit Account No. 06-1325. A duplicate copy of this authorization is enclosed.

Respectfully submitted,

Date: Feb. 16, 2000

By: 
Peter P. Tong
Reg. No. 35,757
(408) 748-7300

FLIESLER, DUBB, MEYER & LOVEJOY LLP
Four Embarcadero Center, Suite 400
San Francisco, California 94111-4156
Telephone: (415) 362-3800



CA-2873

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application

Inventor(s): DAVID CHAO et al.

SC/Serial No.: 09/369,026

Filed: August 4, 1999

Title: EYE-WEAR WITH MAGNETS

PATENT APPLICATION

Art Unit: 2873

Examiner: H. Dang

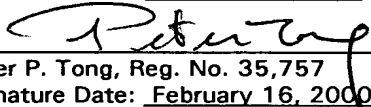
RECEIVED

FEB 24 2000

TECHNOLOGY CENTER 2800

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited in the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Assistant Commissioner for Patents, Washington, D.C. 20231, on February 16, 2000.

 (Attorney Signature)
Peter P. Tong, Reg. No. 35,757
Signature Date: February 16, 2000

RESPONSE TRANSMITTAL LETTER

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Transmitted with this communication in connection with the above-identified application are the following:

- ☒ A Response under 37 C.F.R. §1.111 to the Office Action dated 11/10/99.
- ☐ A Response under 37 C.F.R. §1.116 to the Office Action dated ____.
- ☒ A Petition for an Extension of Time under 37 C.F.R. §1.136.
- ☐ A Statement pursuant to 37 C.F.R. §1.27 to establish small entity status under 37 C.F.R. §1.9(f).
- ☐ An Information Disclosure Statement pursuant to 37 C.F.R. §1.56.
- ☒ A Terminal Disclaimer.

The fee associated with this communication has been calculated as shown below:

- ☐ No fee is required with this communication.
- ☒ Small entity status of this application under 37 C.F.R. §1.9 and §1.27 has been established.
- ☒ A fee for extension of time for response under 37 C.F.R. §1.136 filed within one month(s) after the original time for response of \$ 55.00 is due.
- ☐ A fee of \$ 240.00 is due for the submission of the accompanying Information Disclosure Statement.
- ☐ A fee for addition of claims under 37 C.F.R. §1.17 is due as follows:

| Claims Remaining After Amendment | Highest Previously Paid For | Number Extra | Rate Small Entity/ Other Than Small Entity |
|---|-----------------------------|--------------|--|
| Total Claims <u>22</u> - <u>22</u> = <u>0</u> * X | | | \$ 9.00 \$18.00 = \$ 0.00 |
| Independent Claims <u>7</u> - <u>7</u> = <u>0</u> * X | | | \$39.00 \$78.00 = \$ 0.00 |
| First Presentation of Multiple Dependent Claim(s) <u> </u> | | | \$130.00 \$260.00 = \$ 0.00 |

*If the difference is less than zero, enter "0".

Additional Fee = \$ 0.00

The total fee required with this communication is \$ 55.00 and is to be paid as follows:

- ☐ Please charge Deposit Account No. 06-1325 in the amount of \$ _____. A duplicate copy of this authorization is enclosed.
- ☒ A check in the amount of \$ 55.00 is enclosed.


✓ The Commissioner is hereby authorized to charge underpayment of any fees, including the following fees, associated with this communication or credit any overpayment to Deposit Account No. 06-1325. A duplicate copy of this authorization is enclosed.

✓ Any filing fees under 37 C.F.R. §1.16 for the presentation of additional claims.

✓ Any patent application processing fees under 37 C.F.R. §1.17 including any applicable fee for extension of time.

Respectfully submitted,

Date: Feb. 16, 2000

By: 
Peter P. Tong
Reg. No. 35,757

FLIESLER, DUBB, MEYER & LOVEJOY LLP
Four Embarcadero Center, Suite 400
San Francisco, California 94111-4156
Telephone: (415) 362-3800